



February 13, 2001

HOUSE BILL No. 1365

DIGEST OF HB 1365 (Updated February 12, 2001 11:04 AM - DI 94)

Citations Affected: IC 6-9.

Synopsis: New Harmony food and beverage tax. Permits the fiscal body of the town of New Harmony to impose an excise tax on food and beverage transactions. Permits New Harmony to use the tax revenues collected under the food and beverage tax to fund the repair and maintenance of streets and sidewalks.

Effective: July 1, 2001.

Weinzapfel, Saunders

January 11, 2001, read first time and referred to Committee on Local Government.
February 12, 2001, reported — Do Pass.

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February 13, 2001

First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

HOUSE BILL No. 1365

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 6-9-27-1 IS AMENDED TO READ AS FOLLOWS
[EFFECTIVE JULY 1, 2001]: Sec. 1. This chapter applies to:

(1) a town:

(A) located in a county having a population of more than fifty thousand (50,000) but less than sixty thousand (60,000); and

(B) having a population of more than five thousand (5,000) but less than six thousand (6,000);

(2) a town:

(A) located in a county having a population of more than twenty-eight thousand (28,000) but less than twenty-nine thousand five hundred (29,500); and

(B) having a population of less than seven hundred (700);

(3) a town:

(A) located in a county having a population of more than seventy-five thousand (75,000) but less than seventy-eight thousand (78,000); and

(B) having a population of more than nine thousand (9,000);

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1 ~~and~~

2 (4) a town:

3 (A) located in a county having a population of more than
4 seventy-five thousand (75,000) but less than seventy-eight
5 thousand (78,000); and

6 (B) having a population of more than seven thousand (7,000)
7 but less than eight thousand (8,000); **and**

8 **(5) a town:**

9 **(A) located in a county having a population of more than**
10 **twenty-five thousand nine hundred fifty (25,950) but less**
11 **than twenty-six thousand (26,000); and**

12 **(B) having a population of more than eight hundred (800)**
13 **but less than nine hundred (900).**

14 SECTION 2. IC 6-9-27-9 IS AMENDED TO READ AS FOLLOWS
15 [EFFECTIVE JULY 1, 2001]: Sec. 9. (a) Except as provided in
16 ~~subsection (b);~~ **subsections (b) and (e),** money in the fund shall be
17 used by the town for the financing, construction, operation, or
18 maintenance of the following:

19 (1) Sanitary sewers or wastewater treatment facilities.

20 (2) Park or recreational facilities.

21 (3) Drainage or flood control facilities.

22 (4) Water treatment, storage, or distribution facilities.

23 (b) The fiscal body of the town may pledge money in the fund to pay
24 bonds issued, loans obtained, and lease payments or other obligations
25 incurred by or on behalf of the town or a special taxing district in the
26 town to provide the facilities described in subsection (a).

27 (c) Subsection (b) applies only to bonds, loans, lease payments, or
28 obligations that are issued, obtained, or incurred after the date on which
29 the tax is imposed under section 3 of this chapter.

30 (d) A pledge under subsection (a) is enforceable under IC 5-1-14-4.

31 **(e) A town described in section 1(5) of this chapter may use**
32 **money in the fund solely for the repair and maintenance of town**
33 **streets and sidewalks.**

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred House Bill 1365, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

STEVENSON, Chair

Committee Vote: yeas 12, nays 1.

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